

NUMBER: EV 324157831 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service, postage prepaid, under 37 CFR 1.10 on the date indicated below and is address to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Adelire Ferrara

7-9-03

Date

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.53

DOCKET NUMBER	PRIOR APPLICATION EXAMINER	PRIOR ART UNIT
ESSP013CP1C1	CLEVELAND, MICHAEL B.	1762

Address to:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

19972 U.S. PTO
10/616407

07/09/03

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53, of pending prior application Serial Number 09/729,648 filed on December 4, 2000 entitled METHOD FOR INCORPORATING ADDITIVES IN AN OPHTHALMIC ARTICLE BY MEANS OF A SUPERCRITICAL FLUID.

- Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the papers are a true copy of the latest signed prior application serial number 09/729,648, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27
☐ is enclosed.
☐ was filed in prior application number _____ and such status is still proper and desired (37 CFR 1.28(a))
- ☐ The Commissioner is hereby authorized to charge any deficient fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 10-1205/
- ☒ The inventor(s) of the invention being claimed in this application is/are:
Gilles BAILLET; Jean-Paul CANO; and Jean Francois MAGNE
- ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.60(b), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application:
- ☐ Amend the specification by inserting before the first line the sentence:
"This application is a ☐ continuation ☐ division of co-pending application number _____, filed _____"
- ☐ New formal drawings are enclosed.

8. ☒ Priority of foreign application number PCT/FR97/D1469 filed on August 8, 1997, which claims priority to application serial number 96/10229, which was filed in France on August 14, 1996.
- ☐ The certified copy has been filed in prior application number ____/_____, filed _____ is claimed under 35 U.S.C. 119(a) - (d).
9. ☒ A preliminary amendment is enclosed.
10. ☐ Please enter the preliminary amendment before calculating the filing fee.

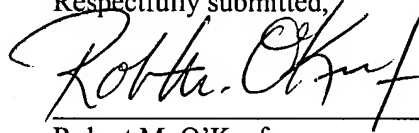
FEE CALCULATION:
(After Amendments)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	Total Claims (37 CFR 1.16(e))	__ - 20 =		x \$ 18.00	\$
	Independent Claims (37 CFR 1.16(b))	__ - 3 =		x \$ 84.00	\$
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			x \$ 280.00	\$
				Basic Fee (37 CFR 1.16(a))	\$740.00
				Total of above Calculations =	\$
	Reduction by 50% for filing by Small Entity (Note: 37 CFR 1.9, 1.27, 1.28)				\$
	ASSIGNMENT RECORDATION FEE (IF FILED WITH APPLICATION) - \$40				\$
	TOTAL				\$

11. ☐ A check in the amount of \$ ____ .00 is enclosed.
12. ☒ The prior application is assigned of record to Essilor International Compagnie Generale D'Optique
13. ☒ The power of attorney in the prior application is to O'Keefe, Egan & Peterman, LLP
- a. ☒ The powers of attorney appear in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☒ Address all future correspondence to: Robert M. O'Keefe
O'KEEFE, EGAN & PETERMAN
1101 Capital of Texas Highway South
Building C, Suite 200
Austin, TX 78746

14. ☐ Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (Non-Publication Request Form)
15. ☒ Also enclosed: Postcard.
16. ☒ In accordance with 37 CFR 1.136(a)(3), the Commissioner is authorized to treat any concurrent or future reply that requires a petition for an extension of time under 37 CFR 1.136(a) to be timely, as incorporating a petition for extension of time for the appropriate length of time, and the Commissioner is authorized to deduct any requisite fees under 37 CFR 1.16 to 1.21 from Deposit Account No. 10-1205.
17. ☐ An Information Disclosure Statement is enclosed herewith.
18. ☒ Applicant respectfully requests that the Information Disclosure Statement(s) in the prior application be made of record in this application, and that all references cited in the Information Disclosure Statement(s) be made of record, and further that all information in the Information Disclosure Statement(s) and references cited therein be considered by the Office during examination of this application.

Respectfully submitted,



Robert M. O'Keefe
Registration No. 35,630
Attorney for Applicant

O'KEEFE, EGAN & PETERMAN
1101 Capital of Texas Highway South
Building C, Suite 200
Austin, Texas 78746
(512) 347-1611
FAX: (512) 347-1615